

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

KRISTA T. AVALON,

Plaintiff

vs.

**STELLAR RECOVERY, INC. AND
AEGIS SECURITY INSURANCE
COMPANY,**

Defendants

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NO. 5:12 CV 756 FB

Jury Trial Demanded

PLAINTIFF'S MOTION TO DISMISS

TO THE HONORABLE FRED BIERY, CHIEF UNITED STATES DISTRICT JUDGE:

Krista T. Avalon, Plaintiff, respectfully represents:

1. The parties have settled the claims made the basis of this lawsuit.
2. Plaintiff no longer wishes to pursue this litigation and requests that her complaint be dismissed with prejudice.

WHEREFORE, PREMISES CONSIDERED, Plaintiff prays that this case be dismissed with prejudice with each party to bear his, her or its costs and attorney's fees.

Dated: 12 October, 2012.

Respectfully submitted,

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By: /s/
MARTIN SEIDLER, SBN #18000800
ATTORNEY FOR PLAINTIFF

Certificate of Service

I hereby certify that a true copy hereof was transmitted to Rachel B. Ommerman, Berman & Rabin, P.A. counsel for defendants. by electronic transmission to Rommerman@bermanrabin.com on this 12 day of October, 2012.

/s/
Martin Seidler